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**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No.:

10/633,511

Confirmation No.:

5420

Filed:

August 5, 2003

Inventor:

Lin et al.

Title:

METHOD FOR MAKING A

MOLDED CALCIUM PHOSPHATE ARTICLE Examiner:

Theisen, Mary Lynn

Art Unit:

1732

Atty. Dkt. No:

5937-00500/EBM

CERTIFICATE OF MAILING UNDER 37 Ç.F.R, §1.8

DATE OF DEPOSIT:

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Commissioner for Patents Alexandria, VA 22313-145

Jackie L.

#### INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

It is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents (references B1, B2 and C1-C71) are enclosed for the convenience of the Examiner.

Inventors: Lin et al. Appl. Ser. No.: 10/633,511 Atty. Dckt. No.: 5937-00500

Applicant believes no fees are due with this submission. Should any other fees be required, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 50-1505/5937-00500/EBM.

Respectfully submitted,

Eric B. Meyertons Reg. No. 34,876

Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C. P.O. BOX 398 AUSTIN, TEXAS 78767-0398 (512) 853-8800 (voice) (512) 853-8801 (facsimile)

Date:

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Form PTO-1449 (modified)
List of Potents and Publications

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For Applicant's Information
Disclosure Statement
(Use several sheets if necessary)

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**GROUP: 1732** 

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#### U.S. PATENT DOCUMENTS

			.S. PAILNI	DOCUMENTS			
EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	P1	3679360	25-Jul-1972	Rubin et al.			
	P2	4371484	1-Feb-1984	Inukai et al.			
	Р3	4481175	6-Nov-1984	Iino et al.			
	P4	4612053	16-Sep-1986	Brown et al.			
	P5	RE33161	6-Feb-1990	Brown et al.			
	P6	4959104	25-Sep-1990	Iino et al.			
	P7	5017518	21-May-1991	Hirayama et al.			
	P8	5164187	17-Nov-1992	Constantz et al.			
	P9	5149368	22-Sep-1992	Liu et al.			
	P10	5180426	19-Jan-1993	Sumita			
	P11	5,342,441	30-Aug-1994	Mandai et al.			
	P12	5492768	20-Feb-1996	Okimatsu et al.			
	P13	5496399	5-Mar-1996	Ison et al.			
	P14	5503164	2-Apr-1996	Friedman			
	P15	5550172	27-Aug-1996	Regula et al.			
	P16	5652016	29-Jul-1997	Shiro et al.			
	P17	5683496	4-Nov-1997	Ison et al.			
	P18	5697981	16-Dec-1997	Ison et al.		41.0	
	P19	5766669	16-Jun-1998	Pugh et al.			
	P20	5814681	29-Sep-1998	Hino et al.			
	P21	5820632	13-Oct-1998	Constantz et al.			
	P22	5846312	8-Dec-1998	Ison et al.			
	P23	5899939	4-May-1999	Boyce et al.			

#### **EXAMINER:**

#### DATE CONSIDERED:

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ATTY, DOCKET NO: 5937-00500 SERIAL NO: 10/633,511 Form PTO-1449 (modified) List of Patents and Publications APPLICANT: Lin et al. GROUP: 1732 For Applicant's Information Disclosure Statement FILING DATE: August 5, 2003 CONF. NO.: 5420 (Use several sheets if necessary) U.S. PATENT DOCUMENTS FILING DATE EXAM. REF. **DOCUMENT** DATE **CLASS SUB NAME CLASS** INITIALS DES **NUMBER** APPROPRIATE P24 5964932 12-Oct-1999 Ison et al. P25 5993535 30-Nov-1999 Sawamura et al. P26 6013591 11-Jan-2000 Ying et al. P27 6117456 12-Sep-2000 Lee et al. P28 6123731 26-Sep-2000 Boyce et al. P29 6162258 19-Dec-2000 Scarborough et al. P30 6277149 21-Aug-2001 Boyle et al. P31 6294041 25-Sep-2001 Boyce et al. P32 6294187 25-Sep-2001 Boyce et al. P33 6325987 4-Dec-2001 Sapieszko et al. P34 6332779 25-Dec-2001 Boyce et al. P35 6440444 27-Aug-2002 Boyce et al. P36 12-Nov-2002 6478825 Winterbottom et al. P37 6530955 11-Mar-2003 Boyle et al. P38 6585992 1-Jul-2003 Pugh et al. PA1 20020019635 14-Feb-2002 Wenstrom, Jr. et al. PA<sub>2</sub> 20020073894 20-Jun-2002 Genge et al. PA<sub>3</sub> 20030031698 13-Feb-2003 Roeder et al. FOREIGN PATENT DOCUMENTS TRANSLATIO EXAM. REF. DATE **COUNTRY** CLASS **SUB INITIALS** 

#### **EXAMINER:**

**DES** 

**B**1

B<sub>2</sub>

06-228011

WO 03/055418

#### DATE CONSIDERED:

JP

**PCT** 

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16-Aug-1994

10-Jul-2003

**CLASS** 

YES/NO

Abstract

# Form PTO-1449 (modified) List of Patents and Publications For Applicant's Information Disclosure Statement

Disclosure Statement
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# **U.S. PATENT DOCUMENTS**

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		OTHER ART (In	cluding Autho	or, Title, Date, Pertinent Pa	ages, Etc.	)			
	C1	Sugawara et al., "Calcium Phosphate Cement: An In Vitro study of Dentin Hypersensitivity", The Journal of the Japanese Society for Dental Materials and Devices, 1989, Vol. 8, pp. 282-294.							
	C2		Pickel et al., "The Effect of a Chewing Gum Containing Dicalcium Phosphate on Salivary Calcium and Phosphate", Ala. J. Med. Sci. 1965, Vol. 2, pp. 286-287.						
	C3	Matsuya et al., "Effects of IADR Abstact 1991.	pH on the React	tions of Tetracalcium Phosphat	e and Dica	alcium Phos	phate",		
	C4			atite in Hydrogels from Tetrac Dent., 1989, Vol. 31, pp 372-3		osphate/Dic	alcium		
	C5		l Tissue Reaction	ns to a Calcium Phosphate Cer		Teeth of M	Ionkeys," J		
	C6	DeRijk, et al., "Clinical Ev Hypersensitivity, Biomedi	valuation of a Hy cal Engineering	vdroxyapatite Precipitate for the v. Recent Developments," Pro 9. (Pergamon Press, New Yor	c of 5th So				
	C7								
	C8								
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	C10								
	Cll	Silverstone, "Remineraliza	tion Phenomena	n", Caries Res. 1977, Vol. 11 (S	Supp. 1), p	p. 59-84.			
	C12	OtolaryngologyHead & Neck Surgery, 1991, Vol. 117, pp. 379-394.							
	C13								
	C14	Surgery, 1992, Vol. 90, No.	o. 2, pp. 174-185						
	C15			c Study of Cement Formation of Mats & Devices, 1992, Vol. II			Phosphate		
	C16	Driskell et al., "Developm J. Biomed. Mat. Res. 1972		and Ceramic Composite Device 5-361.	es for Max	illofacial A	pplications",		

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EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DAT IF APPROPRIAT
		OTHER ART (In	cluding Autho	or, Title, Date, Pertinent	Pages, Etc.	.)	
	C17	Periodontal, 1972, Vol. 43	, pp. 373-380.	n of Dentinal Tubules in Tr		7.1	• •
	C18	Patel et al., "Solubility of oc.," J. Res. Nat. Bur. Star	CaHPO <sub>4</sub> 2H <sub>2</sub> O inds. 1974, Vol. 7	n the Quaternary System Ca 78A, pp. 675-681.	(OH) <sub>2</sub> H <sub>3</sub> PO	O <sub>4</sub> NaCl	H <sub>2</sub> O at 25
	C19	Salyer et al., "Porous Hyde Presented at the 54 <sup>th</sup> Annu Surgeons, Kansas City, M	al Scientific Me	n Onlay Bone-Graft Substitueting of the American Socie b. 236-244.	te for Maxill ty of Plastic	ofacial Surgand Recons	gery," tructive
	C20	Kenney et al., "The Use of pp. 67-72.	f a Porous Hydro	oxyapatite Implant in Period	ontal Defects	s," J. Period	ontal, 1988
	C21	Zide et al., "Hydroxyapati" 481-486.	te Cranioplasty	Directly Over Dura," J. Oral	Maxillofac S	Surg. 1987,	Vol 45, pp.
	C22	Waite, et al., "Zygomatic	Augmentation w	ith Hydroxyapatite," J. Oral	Maxillofac S	Surg 1986, 1	pp. 349-352
	C23	Verwoerd, et al. "Porous F Otolaryngol" 1987, Vol. 1		perichondrium Graft in Crico	oid Reconstru	action, Acta	
	C24	Grote, "Tympanoplasty W	ith Calcium Pho	osphate," Arch Otolaryngolo	gy 1984, Vo	l. 110, pp. 1	97-199.
	C25			n Using Nonresorbable Hydraxillofac Surg 1983, Vol. 41			out
	C26			dentulous Ridge with Porus America 1985, Vol. 30(2), p		orm Hydrox	yapatite
	C27	Misch, "Maxillary Sinus A Int J Oral Implant 1987, V		r Endosteal Implants: Organ 58.	ized Alternat	tive Treatme	ent Plans,"
	C28	1987, Vol. 13, pp. 384-386	5.	cium Phosphate as a Root C			·
	C29		aphy of Tetracal	cium Phosphate," Journal of 5, Vol. 69A, pp. 547-551.	Research of	the Nationa	al Bureau o
-	C30			nd Strength of Calcium Phos	phate Cemer	nt," IADR A	bstract 199
	C31	- <del>1</del>	ction and Electr	on Microscopic Characteriza			
	C32		Vertical Orbita	l Dystopia with a Hydroxya	patite Orbital	Floor Graf	t," J. Oral
	C33		osphates and Ot	her Sparingly Soluble Comp	oounds", Env	ironmental	Phosphoro

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Handbook 1973, pp. 203-239. (John Wiley & Sons, New York)

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		OTHER ART (In	cluding Autho	or, Title, Date, Pertinent Pa	ages, Etc.)	)	
		Gregory et al., "Solubility  °C" J. Res. Nat. Bur. Star		O in the System $Ca(OH)_2$ $H_3$	PO <sub>4</sub> H <sub>2</sub> O	at 5, 15, 25	, and 37.5

	°C.," J. Res. Nat. Bur. Stand. 1970, Vol 74A, pp. 461-475.
C36	Gregory et al., "Solubility of βCa <sub>3</sub> (PO <sub>4</sub> ) <sub>2</sub> in the System Ca(OH) <sub>2</sub> H <sub>3</sub> PO <sub>4</sub> H <sub>2</sub> O at 5, 15, 25 and 37° C.,"
	J. Res. Nat. Bur. Stand., 1974, Vol. 78A, pp. 667-674.
C37	McDowell et al., "Solubility of BCa <sub>5</sub> (PO <sub>4</sub> ) <sub>3</sub> OH in the System Ca(OH) <sub>2</sub> H <sub>3</sub> PO <sub>4</sub> H <sub>2</sub> O at 5, 15, 25 and 37
	°C.," J. Res. Nat. Bur. Stand. 1977, Vol. 91A, pp. 273-281.
C38	McDowell et al., "Solubility Study of Calcium Hydrogen Phosphate. Ion Pair Formation," Inorg. Chem.
	1971, Vol. 10, pp. 1638-1643.
C39	Moreno et al., "Stability of Dicalcium Phosphate Dihydrate in Aqueous Solutions and Solubility of
	Octocalcium Phosphate," Soil Sci. Soc. Am. Proc. 1960, Vol 21, pp. 99-102.
C40	Chow et al, "Self-Setting Calcium Phosphate Cements," Mat. Res. Soc. Symp. Proc. pp. 3-23.
C41	Miyazaki et al., "Chemical Change of Hardened PCA/CPC Cements in Various Storing Solutions", The
	Journal of the Japanese Soc. for Dental Materials and Devices, 1992, Vol. 11, No. 2.
C42	Fukase et al, "Thermal Conductivity of Calcium Phosphate Cement", IADR Abstract, 1990 (1 page).
C43	Sugawara et al. "Biocompatibility and Osteoconductivity of Calcium Phosphate Cement", IADR Abstract
	1990. (1 page)
C44	Miyazaki et al., "Polymeric Calcium Phosphate Cements", IADR Abstract 1990. (1 page).

C45	Link et al., "Composite of Calcium Phosphate Cement and Genetically Engineered Protein Bioadhesive," IADR Abstract 1991. (1 page)
C46	Matsuya et al., "Effects of pH on the Reactions of Tetracalcium Phosphate and Dicalcium Phosphate", IADR Abstract 1991. (1 page).
C47	Briner et al., "Significance of Enamel Remineralization", J. Dent. Res. 1974, Vol. 53, pp. 239-243.
	Chow, "Development of Self-Setting Calcium Phosphate Cements", Journal of The Ceramic Society of Japan, 1991, Vol. 99 [10], pp. 954-964.
C49	Brown et al., A New Calcium Phosphate, Water Setting Cement, Cements Research Progress 1986, P. W. Brown, Ed., Westerville, Ohio: American Ceramic Society, 1988, pp. 352-379.
C50	Sugawara et al., "Evaluation of Calcium Phosphate as a Root Canal Sealer-Filler Material" IADR/AADR Abstract, 1987, (3 pages).
C51	Sugawara et al., "In Vitro Evaluation of the Sealing Ability of a Calcium Phosphate Cement When Used as a Root Canal Sealer Filler," J. Endodontics, 1989, Vol 16, pp 162-165.

### **EXAMINER:**

C52

#### DATE CONSIDERED:

Chow, "Calcium Phosphate Materials: Reactor Response" Adv Dent Res 1988, Vol 2(1), pp. 181-184.

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		OTHER ART (In	cluding Autho	or, Title, Date, Pertinent	Pages, Etc.	)			
	C53	Fukase et al., "Setting Rea 1990, Vol 69(12), pp. 185		pressive Strengths of Calciur	n Phosphate	Cements",	J Dent Res		
	C54		Miyazaki et al., "Chemical Change of Hardened PCA/CPC Cements in Various Storing Solutions", The ournal of the Japanese Soc. for Dental Materials and Devices, 1992, Vol. 11, No. 2, pp.48-64.						
	C55	U.S. Patent and Trademark C February 22, 2005 (8 pages).	J.S. Patent and Trademark Office, "Office communication" for U.S. Application Serial No. 10/944,278 mailed						
	C56	Claims from Co-Pending Un	ited States Patent	Appl. Ser. No. 10/773,701, 3 pa	iges				
	C57	Claims from Co-Pending Un	Claims from Co-Pending United States Patent Appl. Ser. No. 10/944,278, 3 pages						
	C58	Claims from Co-Pending United States Patent Appl. Ser. No. 10/940,922, 4 pages							
	C59	Claims from Co-Pending United States Patent Appl. Ser. No. 10/780,728, 6 pages							
	C60	Claims from Co-Pending United States Patent Appl. Ser. No. 10/852,167, 7 pages							
	C61	Claims from Co-Pending Un	Claims from Co-Pending United States Patent Appl. Ser. No. 10/982,660, 3 pages						
	C62	Claims from Co-Pending Un	ited States Patent	Appl. Ser. No. 10/145,901, 3 pa	iges				
	C63	Claims from Co-Pending United States Patent Appl. Ser. No. 10/607,023, 1 page							
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	C65								
	C66	March 22, 2002.		mmunication" for U.S. Applicat					
	C67	October 18, 2001.		mmunication" for U.S. Applicat					
	C68	25, 2004.		mmunication" for U.S. Applicat					
	C69	17, 2004.		mmunication" for U.S. Applicat					
	C70	U.S. Patent and Trademark (18, 2004.	Office, "Office Co	mmunication" for U.S. Applicat	tion Serial No	. 10/607,023	, mailed Jul.		

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C71

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PCT/US04/11637 Inetrnational Search Report/Written Opinion, mailed Oct. 14, 2004